



#3 PATENT

Docket No. 2710-4007US1

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s) : Michael B. Chancellor, et al.  
Serial No. : 09/302,896 Group Art Unit: To be Assigned  
Filed : April 30, 1999 Examiner: To be Assigned  
For : MUSCLE-DERIVED CELL MEDIATED GENE DELIVERY FOR TREATING  
MUSCLE- AND BONE-RELATED INJURY OR DYSFUNCTION

**CERTIFICATE OF MAILING (37 C.F.R. 1.8a)**

ASSISTANT COMMISSIONER FOR PATENTS  
Washington, D.C. 20231

Sir:

I hereby certify that the attached: A Request for a Fee Refund (in duplicate); a Statement (Declaration)  
Claiming Small Entity Status (37 C.F.R. § 1.9(f) and § 1.27 (d)) – NONPROFIT ORGANIZATION, duly  
executed; and a Return Receipt Postcard.

along with any paper(s) referred to as being attached or enclosed) and this Certificate of Mailing are being deposited  
with the United States Postal Service on date shown below with sufficient postage as first-class mail in an envelope  
addressed to the: Assistant Commissioner for Patents, Washington, D.C. 20231.

Respectfully submitted,

MORGAN & FINNEGAN, L.L.P.

Dated: June 7, 1999

By: Leslie A. Serunian  
Leslie A. Serunian  
Reg. No. 35,353

CORRESPONDENCE ADDRESS:  
MORGAN & FINNEGAN LLP  
345 Park Avenue  
New York, New York 10154  
(212) 758-4800  
(212) 751-6849 Facsimile

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Assistant Commissioner of Patents  
Washington, D.C. 20231

REQUEST FOR A FEE REFUND

Accompanying this letter is a Verified Statement (Declaration) Claiming Small Entity Status – Non-Profit Organization, duly executed for the above-identified application. It is requested that the Applicants be accorded Small Entity Status for the payment of all fees herein.

Applicants also respectfully request that a refund of 50% of the original filing fee paid on this application -- i.e., a refund of \$1,224.00 -- be made in view of the establishment of their Small Entity Status. This request is being made within two (2) months of Applicants' April 30, 1999, filing date in accordance with 37 C.F.R. §1.28(a). Applicants respectfully request that such refund be in the form of a check made payable to Applicants' attorneys, Morgan & Finnegan, and be forwarded to the mailing address below, or in the alternative, that such refund

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be credited to the account of Applicants' attorneys, that is, Deposit Account No. 13-4500, Order No. 2710-4007US1. A DUPLICATE COPY OF THIS PAPER IS ATTACHED.

Dated: June 7, 1999

Respectfully submitted,

MORGAN & FINNEGAN

By:



Leslie A. Serunian

Reg. No. 35,353

**Mailing Address:**

Morgan & Finnegan, L.L.P.  
345 Park Avenue  
New York, New York 10154  
(212) 758-4800 (Phone)  
(212) 751-6849 (Fax)